

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
KEVIN COGAN and ELIZABETH COGAN,

Plaintiffs,

16 CV 2109 (SJF)(SIL)

-against-

WALTER KISSINGER, WILLIAM KISSINGER,  
THOMAS KISSINGER, DANA KISSINGER, JOHN  
KISSINGFORD F/K/A JOHN KISSINGER and THE  
ESTATE OF EUGENIA KISSINGER,

Defendants.  
-----X

**FILED**  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

★ JUL 21 2016 ★

LONG ISLAND OFFICE

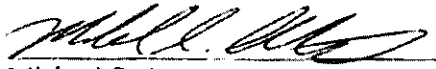
**STIPULATION**

IT IS HEREBY STIPULATED AND AGREED by the undersigned attorneys for Plaintiffs, and Defendants Thomas Kissinger, John Kissingford, Dana Kissinger, William Kissinger, and the Estate of Eugenie Kissinger (collectively, the "Referenced Defendants"), respectively, that the claims asserted in the Complaint filed on April 28, 2016 (the "Asserted Claim(s)") in the above captioned action against the Referenced Defendants are hereby withdrawn without prejudice to re-file the Asserted Claim(s) as against a Referenced Defendant in the event that Plaintiffs, in good faith, determine that facts are adduced during discovery which would support the Asserted Claims, and

IT IS FURTHER STIPULATED AND AGREED, that in the event that an Asserted Claim(s) is re-filed during the pendency of the above captioned action against a Referenced Defendant, the Asserted Claim(s) will be deemed filed as of April 18, 2016, and

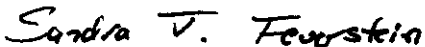
IT IS FURTHER STIPULATED AND AGREED, that said withdrawal is without costs  
or attorney's fees to any party.

Dated: July \_\_, 2016  
Uniondale, New York

  
Michael S. Amato  
Ruskin, Moscou Faltischek P.C.  
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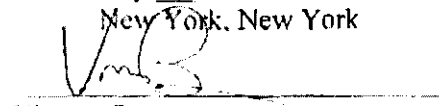
SO ORDERED  
s/ Sandra J. Feuerstein

U.S.D.J.



7/21/2016

Dated: July 17, 2016  
New York, New York

  
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Law Offices of Vincent E. Bauer  
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